

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING COMPLETION UNDER RULE 53(f)

Ben Scott of Scott's

In re PATENT APPLICATION of

Inventor: Keith D. Allen

Appln. No.: 09/903,395

Filed: July 10, 2001

Title: Transgenic Mice Containing Melanocortin-3 Receptor
Gene Disruptions

Order/Docket No. **R-653**

Deposit Account No. 50-1271

Customer No. **26619**

Date: **October 25, 2001**

Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

Sir:

The following **completes the filing** under Rule 53(f) of the above-identified patent application:

1. ☒ Enclosed is a copy of the Notice to File Missing Parts.
2. ☒ Signed Declaration enclosed: ☒ Original / ☐ facsimile/copy
3. ☒ Enclosed is an Assignment and cover sheet. Please return the recorded Assignment to the undersigned.
4. ☒ Enclosed is the sequence listing on paper and a diskette containing said sequence listing.
5. ☒ Applicants state that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and includes no new matter, as required by 37 CFR 1.821.
6. ☒ Applicants hereby claim "small entity" status.

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

| | | | | |
|--|--|------------|----------|--------------------|
| 7. Basic Filing Fee | \$370. | \$ | \$370.00 | 201 |
| 8. Total Claims | 47 | minus 20 = | 27 | x 9. + 243.00 203 |
| 9. Independent Claims | 16 | minus 3 = | 13 | x 42. + 546.00 202 |
| 10. Multiple Dependent Claims | | | 140. | + 140.00 |
| 11. Surcharge for filing Declaration/filing fee late | | | 65. | + 65.00 205 |
| 12. | FILING FEE: <input type="checkbox"/> CHARGE AUTHORIZATION <input checked="" type="checkbox"/> ENCLOSED = \$ 1364.00 | | | |
| 13. Original due date: October 30, 2001 | | | | |
| 14. Petition is hereby made to extend the original due date to cover the date of this response, for which the requisite fee is enclosed. | \$ 55. / 195. | | | |
| | 445. / 695. | | .00 | |
| 15. If Assignment is included, add recording fee | \$ 40. | + | 40.00 | 581 |
| 16. | TOTAL FEE (enclosed): = \$1404.00 | | | |

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any missing fees required, or credit any overpayment, to our Account/Order No. shown above, for which a duplicate copy of this sheet is enclosed.

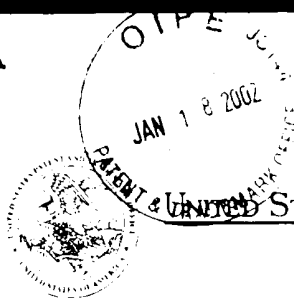
DELTAGEN, INC.

740 Bay Road
Redwood City, CA 94063
Tel: (650) 569-5168
Fax: (650) 569-5568

Robert J. Driscoll, Reg. 47,536 for Jane K. Babin, Reg. 47,224

I certify that the enclosed papers are being deposited with the U.S. Postal

Gayle D. Peterson



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20230
www.uspto.gov

| APPLICATION NUMBER | FILING RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09 903,395 | 07/10/2001 | Keith D. Allen | R-653 |

CONFIRMATION NO. 9465

FORMALITIES LETTER



OC000000006499749

DELTAGEN, INC.
1003 Hamilton Avenue
Menlo Park, CA 94025

Date Mailed: 08/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- Total additional claim fee(s) for this application is \$929.

- \$234 for 26 total claims over 20.

- \$560 for 14 independent claims over 3.

- \$135 for multiple dependent claim surcharge.

Adjustment date: 02/26/2002 MPRASASO
01/24/2002 VTRUONGI 00000054 09903395
03 FC:203 -243.00 OP

02/26/2002 MPRASASO 00000004 09903395
01 FC:203 225.00 OP

- The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

- The balance due by applicant is \$ 1349.

Repln. Ref: 02/26/2002 MPRASASO 0013335300
DAI:501271 Name/Number:09903395
FC: 704 \$18.00 CR

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 22, 1998). If the effective filing date is before July 1, 1998, see the final rulemaking notice published at 55 FR 18230 (May 1, 1990) and 1114 OG 29 (May 15, 1990).


Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant fails to file the statement, the application will be abandoned. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant fails to file the statement, the application will be abandoned.

in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE